THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.13056 of 1996

Dated : 02.08.2007

Between:

Boya Yerramma W/o Pathanna

..... PETITIONER

And:

The Collector, Anantapur District at Anantapur
and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.13056 of 1996

ORDER:

Petitioner claims to be the landless poor person. She stated to have been assigned the land admeasuring Acs.3.53 cents in Sy.No.186.9 of Yatakallu village of Settur Mandal in Anantapur District, by the third respondent herein, vide proceedings dated 27.05.1994, and she has been in possession of the said land since then. While so, the second respondent, on the application filed by the fourth respondent, passed an order dated 18.06.1996 setting aside the assignment granted in favour of the petitioner and further directing the petitioner and the fourth respondent to show cause as to why the said land shall not be resumed to the Government. Aggrieved thereby, this writ petition is filed.

Heard the learned counsel for both the parties.

Evidently, the impugned proceeding, dated 18.06.1996, is only a notice directing the petitioner as well as the fourth respondent to appear in person for deciding the matter on the basis of the material available. Hence, this Court is of the view that this writ petition is wholly misconceived.

Accordingly, the writ petition is dismissed. However, the second respondent is hereby directed to issue fresh notice to both the parties and pass appropriate orders in accordance with law. There shall be no order as to costs.

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02.08.2007

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